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KRISTI L. DAVIDSON

OF COUNSEL
JOHN D. POFFENBERGER
THOMAS W. FLYNN

2700 CAREW TOWER
441 VINE STREET
CINCINNATI, OHIO 45202-2917
TELEPHONE: 513-241-2324
FACSIMILE: 513-241-6234
EMAIL: info@whepatent.com
PATENT, TRADEMARK, COPYRIGHT
AND UNFAIR COMPETITION LAW
AND RELATED LITIGATION

EDMUND P. WOOD 1923-1968
TRUMAN A. HERRON 1935-1976
EDWARD B. EVANS 1936-1971

JOSEPH R. JORDAN
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DAVID E. JEFFERIES
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SARAH OTTE GRABER
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RANDALL S. JACKSON, JR.
TECHNICAL ADVISORS
HENRY M. LABODA, PH.D.

January 4, 2006

FACSIMILE COVER SHEET

To: Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Fax: 571-273-8300

From: David E. Jefferies

Re: **Response to Restriction Requirement**
Application Serial No. 10/645,977
Filed August 22, 2003
PHENYLEPHRINE TANNATE,
PYRILAMINE TANNATE AND
DEXTROMETHORPHAN TANNATE
SALTS IN PHARMACEUTICAL
COMPOSITIONS
Jeffrey S. Kiel et al.
Our File: PEDI-16

Pages: 3 (including cover sheet)

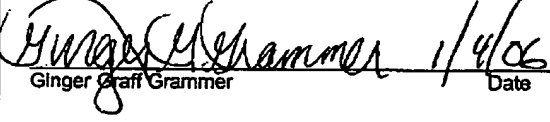
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No.: 10/645,977
Filing Date: August 22, 2003
Applicants: Jeffrey S. Kiel, et al.
Title: PHENYLEPHRINE TANNATE, PYRILAMINE TANNATE, AND
DEXTROMETHORPHAN TANNATE SALTS IN PHARMACEUTICAL
COMPOSITIONS
Art Unit: 1614
Examiner: Leslie A. Royds
Conf. No.: 8380
Atty. Docket: PEDI-16

Cincinnati, Ohio

January 4, 2006

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

Sir:

This paper is responsive to the Office Action mailed on December 5, 2005.

The Examiner stated in the Office Action that this application contains claims directed to the following patentably distinct inventions: Group I, including claims 1-21 and 53, drawn to a composition comprising phenylephrine, pyrilamine and dextromethorphan, classified in class 514, subclasses 289, 352 or 63, for example, and Group II, including claims 22-52, drawn to a manufacturing process for a composition

Application Serial No. 10/645,977
Response dated January 4, 2006
Reply to Office Action dated December 5, 2005

comprising phenylephrine, pyrilamine and dextromethorphan, classified in class 424, subclass 441, for example.

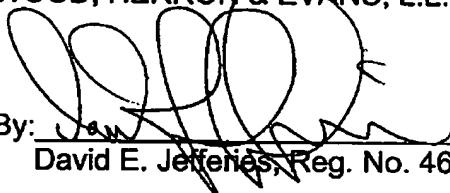
Applicants hereby elect the claims of Group I with traverse. Group I includes claims 1-21, and 53.

No fee is believed due. However, if any fee is deemed necessary in relation to this communication, the Commissioner is authorized to charge such fee(s) to Deposit Account No. 23-3000.

The Examiner is invited to contact the undersigned attorney with any questions or remaining issues.

Respectfully submitted,

WOOD, HERRON & EVANS, L.L.P.

By: 
David E. Jennings, Reg. No. 46,800

Wood, Herron & Evans, L.L.P.
2700 Carew Tower
Cincinnati, Ohio 45202
(513) 241-2324 (voice)
(513) 241-6234 (facsimile)